United States District Court

Western District of Virginia

BABCOCK & WILCOX CANADA LTD. ET AL

V. FRAMATOME USA INC. ET

EXHIBIT AND WITNESS LIST

AL CASE NUMBER: 6:02CV00049

PRESIDING JUDGE					PLAINTIFF'S ATTORNEY	DEFENDANT'S ATTORNEY	
Norman K. Moon					Jeffrey Sherwood	Thomas Buchanan	
TRIAL DATE(S) hrg. 10/10/02; 10/21-22/02					court reporter Donna Dratwa	COURTROOM DEPUTY	
PLF	DEF	DATE	Ι			Carolyn Proffitt	<u> </u>
NO	NO	OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS		WITNESSES
1		10/10/02	Х	X	Letter of intent dated 3-18-02		
2		11	Х	X	Fixed Services Agreement		
3		H.	X	X	"Nucleonics Week" Article 8-8-02		
4			X	X	Letter dtd. 10-8-89 to Stephen J.Canner fr. B & W Law Dept.		
5		**	X	X	Excerpt - Tube Test Research Report CONFIDENTIAL		
6		11	X	X	Component Design Drawing CONFIDENTIAL		
7		11	X	X	Research Center Report 8-1-69 CONFIDENTIAL		
8		11	X	X	Oconee 1, 2 & 3 Replacement OTSG		Klarner
9		11	X	X	Packet of Patents including diagrams, etc.		п
10		H	X		Drawing No. 135022E - Longitudinal Section Thru Steam Generator CONFIDENTIAL		П
11		11	Х	X	Drawing No. 143283E - Steam Generator	CONFIDENTIAL	; U
12		10/21/02	Х	X	Babcock & Wilcox Detailed Drawing OTS	SG	Parece
13		11	X	X	Framatome Drawing		"
14	A& B	11	х	X	Overlays (2)		11
15		"	х	х	Partial listing of 19 & 37 - Tube Test Repo	orts	11
16		И	Х	X	Sheet from Website - 2/18/02		11
	1	11	X	X	12/3/91 BWNS Coordination Agreement (CONFIDENTIAL	11
	2	**	X	X	(BAW 10002) OTSG Research & Develop	ment Report	н
	3	"	x		OTSG & EOTSG Orifice Plate Pressure D CONFIDENTIAL	rop	O
	4	"	X	X	Comparison of Materials		11
17		10/22/02	X	X	Babcock & Wilcox Contract Page 15-5		"
18		"	X	X	Letter dtd. 9/18/02 fr. Sherwood to Buchanan		"

^{*}Include a notation as to the location of any exhibit not held with the case file or not available because of size.

AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST - CONTINUATION

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PLF NO	DEF NO	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS	WITNESSES
	5	10/22/02	Х	No	Comparison (Table) of OTSG&EOTSG CONFIDENTIAL	Parece
	6	11	X	No	Steam Generator Information References	11
	7	**	Х	X	Letter dtd. 9/23/02 fr. Buchanan to Sherwood	11
19		11	Х	Х	Photographs	Smith
20		**	X	X	Letter dtd. 4/9/98 fr. Smith to Link	tt .
21		Ħ	X	X	General Conditions of Contract	"
22		"	X	X	E-Mail from Linda Ivy	"
23		11	X	X	Letter dtd. 2/15/02 from Bloom to B&W Canada	*1
24		11	X	X	Letter dtd. 2/26/02 to Bloom fr. B&W Canada	11
25		11	X	X	Working Agreement for Duke Oconee OTSG Bid	**
26		11	X	X	Licensing Agreement-B&W Co. & B&W Nuclear Svc.Co.	11
27		11	X	X	Letter dtd. 9/18/02 fr. Jeffrey Sherwood to Jay Silberg	
ર્જ		11112/10	X		agreement	-
	8	10112102	Х	Х	Agreement Licensee Duke Energy Corporation	
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					Depta Exh. 28 +	у
					Depta Exh. 8 adm.	
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